

The Rhode Island Fire Safety Code Board of Appeal & Review met in Conference Room 109 located at 260 West Exchange Street, Providence RI on Tuesday, January 30, 2007 at 1:00 P.M. Present were Acting Chairman Burlingame and Commissioners Richard, Blackburn, Newbrook, Preiss, Pearson and Filippi. Also present were Executive Director Thomas Coffey and Assistant Administrative Officer Carol Marsella. The following cases were heard.

APPEAL # 070058: Sharpe Building Associates, LLC, for the property located at 25 Holden Street, Providence. Captain Anthony DeGiulio appeared for the Providence Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioner Newbrook, to grant the Applicant's request for a one-time change of use for the above captioned facility in order that he may conduct a fundraiser on February 10, 2007, in accordance with a plan of action acceptable to the Providence Fire Marshal's office. The motion was unanimous.

APPEAL #060107: Carol Ann Nelson, A.I.A., for the property located at 43 Poplar Drive, Cranston. Lt. Glen Bathgate appeared for the Cranston Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Filippi, to extend the compliance date for this facility to December of 2008. The motion was unanimous.

APPEAL #050161: Bonnet Shores Beach Club Condominium Association, for the property located at 175 Bonnet Point Road,

Narragansett. Commissioner Pearson made a motion, seconded by Commissioner Newbrook, to grant the Applicant the following relief. The Applicant will correct deficiency #1 at the direction and to the satisfaction of the Narragansett Fire Marshal's office. The Applicant is granted a variance on deficiency #2 provided that there is a bonding wire threaded through the PVC pipe. The motion was unanimous.

APPEAL #050163: Mr. David Giuliano, for the property located at 155 Yawgoo Valley Road, Exeter, Building F. Vice Chairman Burlingame made a motion, seconded by Commissioner Preiss, to grant the following relief. It is the understanding of the Board that the Applicant has corrected all of the 21 deficiencies on the AHJ's report, with the exception of items 11, 14 and 17. The Board grants the Applicant a time variance of 120 days in which to correct deficiency #11, at the direction and to the satisfaction of the Exeter Fire Marshal's office. The Applicant is granted a variance on items 14 and 17. The motion was unanimous.

APPEAL #050105: MCS Enterprises LLC, for the property located on Tift Road on North Smithfield. ADSFM Brian Gartland appeared for the North Smithfield Fire Marshal's office. No action was taken in this case. The AHJ will re-inspect this facility within 120 days of the date of the hearing at which time the Applicant may return to the Board if it is determined that the Applicant is in need of relief. The cited apartment over the stable/riding arena will remain vacant during the

above 120 day period.

APPEAL #050233: Mr. Wayne Pandolfi, for the property located at 1022 Eddie Dowling Highway, North Smithfield. ADSFM Brian Gartland appeared for the North Smithfield Fire Marshal's office. Commissioner Preiss made a motion, seconded by Commissioner Newbrook, to grant the Applicant 120 days to provide this facility with a compliant fire alarm system. The AHJ may grant the Applicant additional time to complete the installation for good faith shown. Any other deficiency within this facility shall be corrected at the direction and to the satisfaction of the North Smithfield Fire Marshal's office. The motion was unanimous.

APPEAL #040461: Ponta Delgada Patriots Club, for the property located at 70 Shove Street, Tiverton. ADSFM Thomas Mello appeared for the Tiverton Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Richard, to approve the Applicant's plan of action for this facility. The motion was unanimous.

APPEAL #050075: The Odeum Corporation, for the property located at 59 Main Street in East Greenwich. ADSFM Susan Hawksley appeared for the East Greenwich Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Filippi, to approve the plan of action developed for this facility and agreed to by the parties. The motion was unanimous.

Under old business, the following requests for time extensions from previous decisions were heard.

APPEAL #050138: For the property located at 1705 West Shore Road in Warwick. ADSFM George Potter requested that the Applicant be given an additional sixty days in which to comply. The Board granted the requested sixty day extension; the AHJ may extend that sixty days for good cause shown.

APPEAL #050175: The Applicant, Mr. Clement Bedeau, had applied for additional time to comply from a previous decision. However, the Applicant failed to appear at the hearing. Accordingly, the request for a time extension was denied and the relief provided in the original decision stands.

APPEAL # 050504, 050505: The Applicant, the West Warwick School Department, requested that the compliance dates for the High School and Middle School from a previous decision be switched, due to major renovations being planned for the High School. The request was granted.

Respectfully submitted,

Carol Marsella

Assistant Administrative Officer